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FILED

NOVEMBER 23, 2005

**NEW JERSEY STATE BOARD
OF MEDICAL EXAMINERS**

STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
BOARD OF MEDICAL EXAMINERS

IN THE MATTER OF THE LICENSE OF

MATTHEW E. DURALEK, P.A.
License No. 25MP00089100

TO PRACTICE AS A PHYSICIAN
ASSISTANT IN THE STATE OF NEW JERSEY

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: Administrative Action
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: CONSENT ORDER
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This matter was opened to the New Jersey State Board of Medical Examiners ("the Board") upon notification that Matthew Duralek, P.A. ("Respondent") was arrested in Union County, New Jersey on September 15, 2003 and charged with knowingly obtaining a controlled dangerous substance by presenting a forged prescription for a schedule III narcotic in violation of N.J.S.A. 2c:35-13, a third degree offense, and with knowingly possessing a controlled dangerous substance, a schedule III narcotic, in violation of N.J.S.A. 2c:35-10(A)1, a third degree offense.

CERTIFIED TRUE COPY

On September 23, 2003, the Board issued an Interim Consent Order of Voluntary Surrender whereby Respondent surrendered his license to practice as a physician assistant in the State of New Jersey until such time as he appeared before the Board and demonstrated fitness to re-enter the practice.

On June 17, 2005, Respondent appeared before the Physician Assistant Advisory Committee ("Committee") of the Board and petitioned the Board for reinstatement of his license to practice as a physician assistant in the State of New Jersey. At the appearance Respondent testified that he had been in therapy and had been participating in the Professional Assistance Program of New Jersey ("PAPNJ"). On July 13, 2005, the Board reviewed the Committee's recommendation to grant Respondent's request for reinstatement. The Board being satisfied with the information submitted by the PAPNJ indicating that Respondent had maintained documented recovery and the Board being satisfied that Respondent had complied with the terms of the Interim Consent Order entered a Consent Order of Reinstatement of Licensure on August 26, 2005.

On or about September 7, 2005, the Board received information that Respondent had been arrested and charged with driving while intoxicated ("DWI") with an alcohol level of .14%. On September 16, 2005, Respondent appeared before the Committee, with Edward Reading, Ph.D., C.A.D.C., of the PAPNJ, and testified that he was driving while intoxicated on April 17, 2005, and was charged by the

Municipality of Roxbury with a DWI offense pursuant to N.J.S.A. 39:4-50 and an offense for unsafe lane change pursuant to N.J.S.A. 39:4-88B. Respondent testified that he was convicted on July 9, 2005 and that his driver's license has been suspended for seven (7) months. Respondent further testified that he did not disclose his arrest to the Committee on June 17, 2005, nor did he disclose that he had been drinking alcohol during a period he represented to be sober and engaged in rehabilitation. The Committee having thoroughly reviewed the entire record including Respondent's testimony finds that Respondent violated N.J.S.A. 45:1-21(b), in that, he used or employed dishonesty and misrepresented pertinent information regarding his DWI arrest when he testified under oath before the Committee. Further, the above criminal action taken against Respondent provides grounds to take disciplinary action against Respondent's license to practice as a physician assistant pursuant to N.J.S.A. 45:1-21(f), in that, Respondent has been convicted of, or engaged in acts constituting, a crime or offense involving moral turpitude or relating adversely to the activity regulated by the Board.

The Respondent being desirous of resolving this matter without resort to formal proceedings and the Board having determined that the following resolution is adequately protective of the public interest and welfare, and for good cause shown,

ACCORDINGLY, IT IS on this 23RD day of November, 2005, ORDERED AND AGREED THAT:

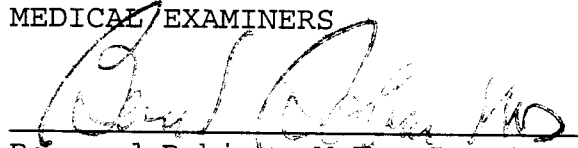
1. Respondent's license to practice as a physician assistant in the State of New Jersey is hereby suspended for a period of a minimum of one (1) year from the entry of this Order, without prejudice to Respondent's ability to apply for reinstatement after the year has lapsed.

2. Respondent shall immediately surrender his original wall certificate and wallet certificate and the most recent renewal card of his license to an authorized representative of the Board of Medical Examiners


2. In the event that Respondent seeks reinstatement of his New Jersey license to practice as a physician assistant after the one (1) year suspension period has lapsed, Respondent shall be required to appear before the Board or a committee thereof to demonstrate his fitness to resume practice. Any practice in this State prior to reinstatement shall constitute grounds for a charge of unlicensed practice. In addition, the Board reserves the right to place restrictions on Respondent's practice should his license be reinstated.

NEW JERSEY STATE BOARD OF
MEDICAL EXAMINERS

By:


Bernard Robins, M.D., F.A.C.P.
Board President

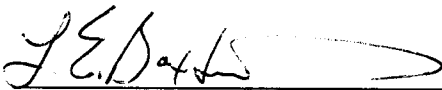
I have read and understand the
within Consent Order and agree
to be bound by its terms. Consent
is hereby given to the Board to
enter into this Order.



Matthew E. Durablek, P.A.

11/13/05
Date

Consent as to form and entry:



Louis E. Baxter, Sr., M.D., F.A.S.A.M.
Executive Medical Director
Professional Assistance Program

10/31/05
Date